

Steven M. McCarthy, Esq. OSBN 081030  
 McCarthy Law Offices  
 1265 Highway 51  
 Independence, Oregon 97351  
 (503) 763-1888/2888 fax  
 Email: Caractus@aol.com

Attorney for Plaintiff

IN THE UNITED STATES DISTRICT COURT  
 FOR THE DISTRICT OF OREGON  
 PORTLAND DIVISION

MARCO ARMENTA-CARDOSO,

Plaintiff,

v.

CITY OF GRESHAM; CITY OF GRESHAM POLICE DEPARTMENT,  
 CARLA C. PILUSO, CHIEF OF POLICE; JAMES SEYMOUR; DIANA  
 DEL GARBINO; JENNIFER RITCHARD; LEESA KLEPPER; and  
 DIANA GROSSI,

Defendants.

No. 08-1272-BR  
 Multnomah No. 0810-14262

AMENDED MOTION TO REMAND OR  
 IN THE ALTERNATIVE FOR ABATE-  
 MENT OF FEDERAL CLAIMS AND  
 CERTIFICATE OF COMPLIANCE WITH  
 LOCAL RULE 7.1.

ORAL ARGUMENT REQUESTED

TO THE ABOVE ENTITLED COURT, DEFENDANTS, AND THEIR ATTORNEY OF  
 RECORD HEREIN:

The parties made a good faith effort pursuant to Local Rule 7.1(a) through in writing to resolve the dispute and have been unable to do so. On or about November 7, 2008, Plaintiff's counsel wrote to defense counsel setting a three page letter setting forth Plaintiff's argument for remand, requesting a dismissal herein. Defense declined.

THEREFORE, PLEASE TAKE NOTICE that on or about a date and time to be

1 set by the above entitled Court, Plaintiff will and does hereby move this Court for an  
2 order to remand the above-entitled matter to the Multnomah County Circuit Court and for  
3 costs and attorneys fees herein.

4 This motion will be made on the grounds set forth in moving party's memoran-  
5 dum of points and authorities filed herein, upon the records and papers on file herein, and  
6 such oral and documentary evidence as shall be adduced at the hearing hereof; and upon  
7 this notice and all documents served and filed herewith.

8 Dated: November 25, 2008

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11 /s/  
12 Steven M. McCarthy, Esq.  
13 Attorney for Plaintiff  
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